

EXHIBIT 8

Kenefick, Matthew

From: Maria Pum [mpum@hcesq.com]
Sent: Tuesday, July 15, 2008 3:41 PM
To: Kenefick, Matthew
Cc: Kristen Caverly
Subject: Familymeds

Matt:

I got the message you left yesterday requesting that we agree to allow Familymeds to dismiss the counterclaim and cross-complaint without prejudice. We do not agree to such a dismissal, if it is without prejudice.

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EXHIBIT 8

7/16/2008